

2 AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS
3 OF PALM BEACH COUNTY, FLORIDA AMENDING THE 1989
4 COMPREHENSIVE PLAN AS ADOPTED BY ORDINANCE NO.
5 89-17, AS AMENDED; AMENDING THE TEXT OF THE
6 TRANSPORTATION ELEMENT (TO ESTABLISH A
7 CONSTRAINED ROADWAY AT A LOWER LEVEL OF SERVICE
8 FACILITY ON THE SEGMENT OF STATE ROAD 7 FROM
9 FOREST HILL BOULEVARD TO LAKE WORTH ROAD);
10 PROVIDING FOR INCLUSION IN THE 1989 COMPREHENSIVE
11 PLAN; PROVIDING FOR REPEAL OF LAWS IN CONFLICT;
12 PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN
13 EFFECTIVE DATE.

14 WHEREAS, on August 31, 1989, the Palm Beach County Board of County
15 Commissioners adopted the 1989 Comprehensive Plan by Ordinance No. 89-
16 17; and

17 WHEREAS, the Palm Beach County Board of County Commissioners
18 amends the 1989 Comprehensive Plan as provided by Chapter 163, Part II,
19 Florida Statutes; and

20 WHEREAS, the Palm Beach County Board of County Commissioners have
21 initiated amendments to several elements of the Comprehensive Plan in
22 order to promote the health, safety and welfare of the public of Palm
23 Beach County; and

24 WHEREAS, the Palm Beach County Local Planning Agency conducted a
25 public hearing on June 11, 18 and 25, July 9, August 13, and November
26 19, 1999 to review the proposed amendments to the Palm Beach County
27 Comprehensive Plan and made recommendations regarding the proposed
28 amendments to the Palm Beach County Board of County Commissioners
29 pursuant to Chapter 163, Part II, Florida Statutes; and

30 WHEREAS, the Palm Beach County Board of County Commissioners, as
31 the governing body of Palm Beach County, conducted a public hearing
32 pursuant to Chapter 163, Part II, Florida Statutes, on July 28, August
33 17 and 24, 1999 to review the recommendations of the Local Planning
34 Agency, whereupon the Board of County Commissioners authorized
35 transmittal of proposed amendments to the Department of Community
36 Affairs for review and comment pursuant to Chapter 163, Part II,
37 Florida Statutes; and

1 WHEREAS, Palm Beach County received on November 16, 1999 the
2 Department of Community Affairs "Objections, Recommendations, and
3 Comments Report," dated November 12, 1999 which was the Department's
4 written review of the proposed Comprehensive Plan amendments; and

5 WHEREAS, the written comments submitted by the Department of
6 Community Affairs contained no objections to the amendments contained
7 in this ordinance;

8 WHEREAS, on December 13, 1999 the Palm Beach County Board of
9 County Commissioners held a public hearing to review the written
10 comments submitted by the Department of Community Affairs and to
11 consider adoption of the amendments; and

12 WHEREAS, the Palm Beach County Board of County Commissioners has
13 determined that the amendments comply with all requirements of the
14 Local Government Comprehensive Planning and Land Development
15 Regulations Act.

16 NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
17 COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

18 Part I. Amendments to the 1989 Comprehensive Plan

19 Amendments to the text of the following Element of the 1989
20 Comprehensive Plan are hereby adopted and attached to this Ordinance in
21 Exhibit 1:

22 A. Transportation Element, to establish a Constrained Roadway
23 at a Lower Level of Service Facility on the segment of State Road
24 7 from Forest Hill Boulevard to Lake Worth Road.

25 Part II. Repeal of Laws in Conflict

26 All local laws and ordinances applying to the unincorporated area
27 of Palm Beach County in conflict with any provision of this ordinance
28 are hereby repealed to the extent of such conflict.

29 Part III. Severability

30 If any section, paragraph, sentence, clause, phrase, or word of
31 this Ordinance is for any reason held by the Court to be
32 unconstitutional, inoperative or void, such holding shall not affect

1 the remainder of this Ordinance.

2 Part IV. Inclusion in the 1989 Comprehensive Plan

3 The provision of this Ordinance shall become and be made a part
4 of the 1989 Palm Beach County Comprehensive Plan. The Sections of the
5 Ordinance may be renumbered or relettered to accomplish such, and the
6 word "ordinance" may be changed to "section," "article," or any other
7 appropriate word.

8 Part V. Effective Date

9 The effective date of this plan amendment shall be the date a
10 final order is issued by the Department of Community Affairs or
11 Administration Commission finding the amendment in compliance in
12 accordance with Section 163.3184, Florida Statutes, whichever occurs
13 earlier. No development orders, development permits, or land uses
14 dependent on this amendment may be issued or commence before it has
15 become effective. If a final order of noncompliance is issued by the
16 Administration Commission, this amendment may nevertheless be made
17 effective by adoption of a resolution affirming its effective status,
18 a copy of which resolutions shall be sent to the Department of
19 Community Affairs, Bureau of Local Planning, 2740 Centerview Drive,
20 Tallahassee, Florida 32399-2100.

21 APPROVED AND ADOPTED by the Board of County Commissioners of Palm
22 Beach County, on the 13 day of December, 1999.

23 ATTEST:
24 DOROTHY H. WILKEN, Clerk

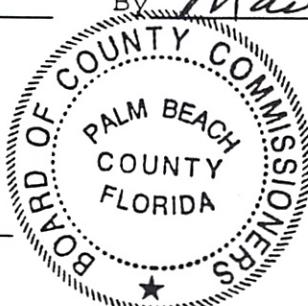
PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY COMMISSIONERS

25 By: Joan Stevens
26 Deputy Clerk

BY Maud Ford Lee
Chair

27 APPROVED AS TO FORM AND
28 LEGAL SUFFICIENCY

29 M. T. J. D.
30 COUNTY ATTORNEY



31 Filed with the Department of State on the 23rd day
32 of December, 1999.

EXHIBIT 1

A. **Transportation Element, State Road 7 Constrained Roadway at Lower Level of Service (CRALLS)**

ADDITION: Addition of underlined text to **Policy 1.2-f** as follows:

Policy 1.2-f: The Palm Beach County Board of County Commissioners finds the following facilities are constrained facilities and development orders shall be evaluated using the specific level of service standards identified herein instead of the Policy 1.1-b general level of service standards.

1-8. (*Pertain to other CRALLS; unaltered text omitted for brevity*)

9. State Road 7 as a 6 lane facility from Forest Hill Boulevard to Lake Worth Road is hereby designated as a CRALLS facility exclusively for the purpose of concurrency for projects with concurrency approvals as of August 24, 1999 and shall be in effect until such time that State Road 7 is widened to 8 lanes. Once the roadway segment is widened, the Board of County Commissioners shall re-evaluate the CRALLS facility. The facility's level of service standard volumes shall be as shown below:

<u>Year</u>	<u>Daily Volume</u>	<u>Peak Hour Volume</u>	<u>Peak Hour, Peak Direction Volume</u>
<u>2000</u>	<u>38,629</u>	<u>3,527</u>	<u>2,016</u>
<u>2001</u>	<u>43,801</u>	<u>4,004</u>	<u>2,221</u>
<u>2002</u>	<u>48,973</u>	<u>4,480</u>	<u>2,427</u>
<u>2003</u>	<u>54,145</u>	<u>4,957</u>	<u>2,632</u>
<u>2004</u>	<u>59,317</u>	<u>5,433</u>	<u>2,837</u>
<u>2005</u>	<u>64,489</u>	<u>5,910</u>	<u>3,042</u>

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STATE OF FLORIDA, COUNTY OF PALM BEACH
I, DOROTHY H. WILKEN, ex-officio Clerk of the
Board of County Commissioners certify this to be a
true and correct copy of the original filed in my office
on December 13, 1999.
DATED at West Palm Beach, FL on 1/4/00.
DOROTHY H. WILKEN, Clerk
By: Wade Brown D.C.